

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

JUL 20 1977

Date of filing in State Engineer's Office.....

DEC 22 1977

Returned to applicant for correction.....

FEB 21 1978

Corrected application filed.....

FEB 2 1978

Map filed.....

The applicant Pete A. Pescio DBA Pescio Bros.P.O. Box 1016

Street and No. or P.O. Box No.

McGill

City or Town

Nevada 89318

State and Zip Code No.

....., hereby make S application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.).....

Tom, John, Joseph and Pete Pescio1. The source of the proposed appropriation is underground sources

Name of stream, lake or other source.

existing permit no. 18474

2. The amount of water applied for is.....

2.7 cfs

.....second-feet

One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

.....acre-feet

3. The water to be used for.....

Irrigation and Domestic

Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated).....

160 acres

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: in the SW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub> of section1, T17N, R63E, MDB&M, whence the northwest corner of said section

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

1 bears N. 01° 42' W. 2,572.00 feet distant.

it should be stated.

6. Place of use E<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub> of section 2; W<sup>1</sup>/<sub>2</sub>SW<sup>1</sup>/<sub>4</sub> of section 1, all in T17N,

Describe by legal subdivision, if on unsurveyed land it should be so stated.

R63E, MDB&M.7. Use will begin about January 1st and end about December 31st, of each year.

Day and Month

Day and Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) by sprinkler system

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$30,000.00
10. Estimated time required to construct works.....3 years
11. Estimated time required to complete the application to beneficial use.....5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application is filed in support of a Carey Land Act Application.

Applicant Pete A. Pescio dba Pescio Bros.

By s/ Richard Forman  
Richard W. Forman, Agent  
P.O. Box 150  
Ely, Nevada 89301

Compared lp/ga bc/bl

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby <sup>deny</sup> ~~grant~~ the same, subject to the following limitations and conditions:

Application denied on the grounds that the proposed appropriation of additional ground water for irrigation as applied for would conflict with and tend to impair the value of existing rights and threaten to prove detrimental to the public interest and welfare.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....  
Completion of work filed.....  
Proof of beneficial use filed.....  
Cultural map filed.....  
Certificate No..... Issued.....  
Recorded..... Bk..... Page.....  
County Recorder

IN TESTIMONY WHEREOF, I..... WILLIAM J. NEWMAN  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 30th day of SEPTEMBER

A.D. 1980  
William J. Newman  
State Engineer

Second Amended

**ASSIGNED** No 32858

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

JUL 20 1977

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The applicant Pete A. Pescio DBA Pescio Bros.

P.O. Box 1016

Street and No. or P.O. Box No.

, of

McGill

City or Town

Nevada 89318

State and Zip Code No.

, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

Tom, John, Joseph and Pete Pescio

1. The source of the proposed appropriation is underground sources

Name of stream, lake, spring, underground or other source

existing permit no. 18474

2. The amount of water applied for is 2.7 cfs

second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for Irrigation and Domestic

Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated: 160 acres

(b) Stockwater, state number and kinds of animals to be watered:.....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: in the SW $\frac{1}{4}$  NW $\frac{1}{4}$  of section

Describe as being within a 40-acre subdivision of public

1, T17N, R63E, MDB&M, whence the northeast corner of said section

survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

1 bears N. 01° 42' W., 2,572.00 feet distant.

6. Place of use E $\frac{1}{2}$  SE $\frac{1}{4}$  of section 2; W $\frac{1}{2}$  SW $\frac{1}{4}$  of section 1, all in T17N,

Describe by legal subdivision. If on unsurveyed land, it should be so stated.

R63E, MDB&M.

7. Use will begin about January 1st and end about December 31st, of each year.

Month and Day

Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) by sprinkler system

State manner in which water is to be diverted, i.e. diversion structure, ditches and

fumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$30,000.00

10. Estimated time required to construct works..... 3 years  
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....This application is filed in support of a Carey Land Act.....  
.....Application.....

By.....s/ Richard Forman.....  
Richard W. Forman, Agent  
P.O. Box 150  
Ely, Nevada 89301  
Compared..... gcr/bc..... gcr/bc.....  
Protested.....

.....APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit is issued subject to the "Stipulation" filed in the Seventh Judicial District Court of Nevada in and for the county of White Pine and filed in the office of the State Engineer, Case No. 11932, dated 28th day of May, 1983.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and

not to exceed..... 1.0.....cubic feet per second, but not to exceed a yearly duty of 3.0 acre-feet per acre of land irrigated from any and/or all sources and not to exceed 60 acre-feet annually.....

Work must be prosecuted with reasonable diligence and be completed on or before..... November 14, 1984

Proof of completion of work shall be filed before..... November 14, 1984

Application of water to beneficial use shall be made on or before..... November 14, 1984

Proof of the application of water to beneficial use shall be filed on or before..... November 14, 1984

Map in support of proof of beneficial use shall be filed on or before..... November 14, 1984

Completion of work filed..... IN TESTIMONY WHEREOF, I, PETER G. MORROS....., State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed..... my office, this..... 14th.....day of..... November.....,

Cultural map filed..... A.D. 19..... 84.....

Certificate No..... Issued.....  
218 (Rev.)  
State Engineer